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11 Attorneys for Defendants,
12 CITY OF SAN JOSE, SAN JOSE POLICE DEPARTMENT,
13 OFFICER C. PROFT, OFFICER ARCHER, OFFICER
14 D'ARRIGO, OFFICER STRUNK, and SERGEANT NIEVES

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

17 CHRISTOPHER HINMAN, CAROLE
18 MIRRASOUL,

19 Plaintiffs,

20 v.

21 SAN JOSE POLICE OFFICER C. PROFT
22 (BADGE NO. 2966), SAN JOSE POLICE
23 OFFICER ARCHER (BADGE NO. 3096),
24 SAN JOSE POLICE OFFICER D'ARRIGO
25 (BADGE NO. 3139), SAN JOSE POLICE
26 OFFICER STRUNK (BADGE NO. 2626),
27 SAN JOSE POLICE SERGEANT
28 KNIEVES (BADGE NO. 3144), SAN
JOSE POLICE DEPARTMENT, CITY OF
SAN JOSE, AND DOES 1-200

Defendants.

Case Number: C07-03862 JF

**STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS**

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

Arbitration

ENE

Mediation

The parties agree to hold the ADR session by:

the presumptive deadline (*the deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)

other requested deadline _____.

Dated: December 12, 2007

By: /S/
CHRISTOPHER D'ANJOU, ESQ.

Attorney for Plaintiffs

Respectfully submitted,

Dated: December 12, 2007

RICHARD DOYLE, City Attorney

Attorneys for Defendants

[PROPOSED] ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
- Early Neutral Evaluation (ENE)
- Mediation
- Private ADR

Deadline for ADR session:

90 days from the date of this order.

other

IT IS SO ORDERED.

Dated:

**HONORABLE JEREMY FOGL
United States District Court Judge**